

ORDINANCE NUMBER 2292

AN ORDINANCE OF THE CITY OF FARMERS BRANCH, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF FARMERS BRANCH, TEXAS, AS HERETOFORE AMENDED; SO AS TO GRANT A SPECIFIC USE PERMIT FOR AN ASSISTED LIVING FACILITY ON A 4 ACRE TRACT OF LAND LOCATED APPROXIMATELY 620 FEET SOUTH OF LONGMEADE DRIVE ON THE WEST SIDE OF WEBB CHAPEL ROAD AND WITHIN THE OFFICE (O) ZONING DISTRICT; PROVIDING FOR CONDITIONS OF OPERATION; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00); PROVIDING FOR INJUNCTIVE RELIEF; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Commission of the City of Farmers Branch and the governing body of the City of Farmers Branch, in compliance with the Charter of the City of Farmers Branch, and the State Law with reference to amending the Zoning Ordinance Regulations have given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all property owners generally, the governing body of the City of Farmers Branch is of the opinion that a change in such zoning should be made.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS:

SECTION 1. That the Comprehensive Zoning Ordinance of the City of Farmers Branch, Texas, be, and the same is hereby amended, by amending the Zoning Map of the City of Farmers Branch so as to grant a Specific Use Permit for an assisted living facility on a 4 acre tract located approximately 620 feet south of Longmeade Drive on the west side of Webb Chapel Road. within the Office (O) zoning district. Said tract being more specifically defined on Exhibit "A".

SECTION 2. That the above described property shall be used only in the manner and for the purpose provided by the Comprehensive Zoning Ordinance of the City of Farmers Branch as herein amended and by the granting of a specific use permit for an assisted living facility.

SECTION 3. That the assisted living facility shall be constructed and specifically located in accordance with the approved site plan attached as Exhibit "B" and subject to all conditions stated herein.

SECTION 4. That the scope of the approved use be limited strictly to an "assisted living facility" in which no residents are bedfast and further, that conversion of the facility to a nursing home or similar use shall require formal amendment of the specific use permit in accordance with the requirements of the Comprehensive Zoning Ordinance.

SECTION 5. That should the Zoning Board of Adjustment not approve the proposed location of the freestanding sign and associated fence within the required front yard, these structures shall be relocated in full compliance with the requirements of the Comprehensive Zoning Ordinance and Code of Ordinances subject to City Staff approval.

SECTION 6. That should either of the abutting church properties to the north and south that is presently zoned for single family residential uses be redeveloped as such, a six-foot tall masonry wall shall then be installed on-site by the property owner as so required by the Comprehensive Zoning Ordinance.

SECTION 7. That no mechanical equipment of any type shall be installed on-site west of the main building and the location of freestanding mechanical equipment anywhere else on-site shall be located so as to minimize noise intrusion relative to neighboring residential properties and subject to staff approval.

SECTION 8. That prior to the issuance of a Certificate of Occupancy, eight trees of a variety subject to Staff approval and having a minimum caliper of 2 inches, shall be planted along the west face of the building and spaced approximately 30 feet on center.

SECTION 9. That prior to issuance of a Certificate of Occupancy the owner shall install an automatic irrigation system and plant a row of photinia shrubs; the size, number, and specific location to be approved by the City Staff; in the easement along the west side of the retaining/screening wall that is constructed along the west property line. The row of photinia shrubs shall be maintained in a healthy and vital state.

SECTION 10. That any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Farmers Branch, and upon conviction shall be punished by a fine not to exceed the sum of two-thousand (\$2,000.00) dollars for each offense.

SECTION 11. If any section, paragraph, subdivision, clause, phrase, or provision of this ordinance shall be judged invalid or unconstitutional, the same shall not affect the validity of this ordinance as whole or any portion thereof other than that portion so decided to be invalid or unconstitutional.

SECTION 12. In addition to, and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this ordinance.

SECTION 13. This ordinance shall take effect immediately from and after its passage and publication of the caption of said ordinance, and as the law in such case provides.

APPROVED AS TO FORM:

ATTEST:

Mayor

City Secretary

PBS&J#J:\JOB\9610200\LG\4.032

4.0063 ACRES

BEING a tract of land out of the R.J. WEST SURVEY, Abstract No. 1576, in the City of Farmers Branch, Dallas County, Texas, and being part of a 22 1/2 acre tract of land described in deed to Alexander D. McNabb, recorded in Volume 2533, Page 365 of the Deed Records of Dallas County, Texas and being more particularly described as follows:

BEGINNING at a 5/8" iron rod set with a red plastic cap stamped "PBS&J INC" (hereinafter called 5/8" iron rod set) in the west right-of-way line of Webb Chapel Road (100' ROW) for the northeast corner of a tract of land described in deed to Webb Chapel Church of Christ, recorded in Volume 73133, Page 1493 of the Deed Records of Dallas County, Texas;

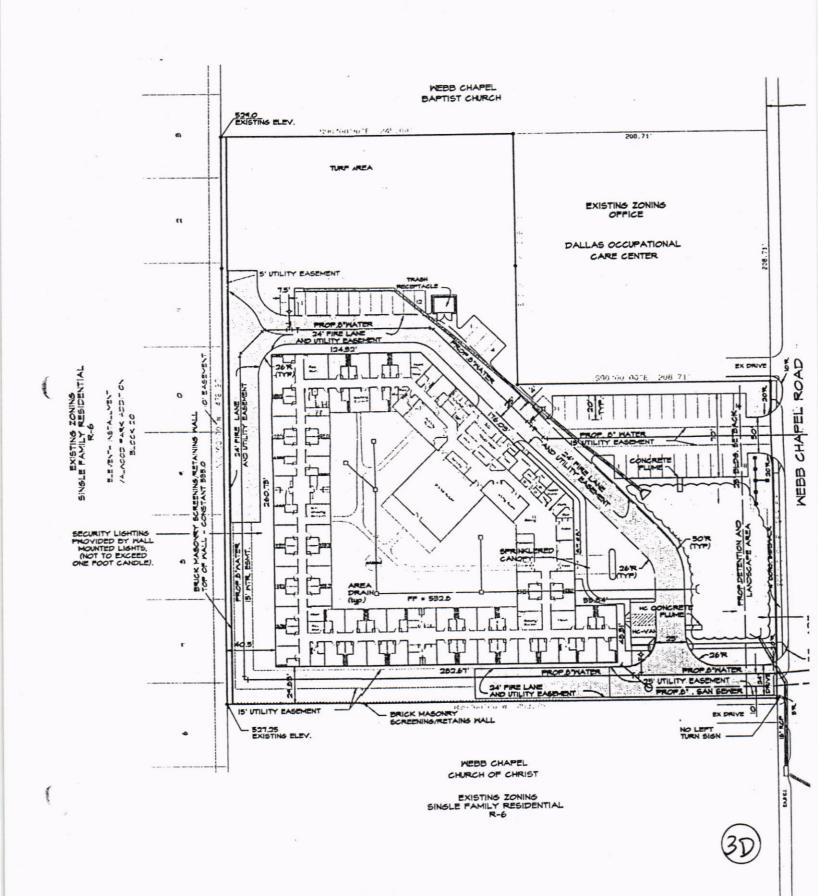
THENCE with the north line of the said Webb Chapel Church of Christ tract, South 89°36'50" West, a distance of 461.55 feet to a 5/8" iron rod set for corner in the east line of ELEVENTH INSTALLMENT VALWOOD PARK, an addition to the City of Farmers Branch, Dallas County, Texas according to the plat thereof recorded in Volume 73133, Page 1493 of the Deed Records of Dallas County, Texas;

THENCE with the east line of said ELEVENTH INSTALLMENT VALWOOD PARK, North 00°23'00" West, a distance of 473.92 feet to a 5/8" iron rod set for corner in the east line of a tract of land described in deed to Webb Chapel Baptist Church, recorded in Volume 5749, Page 270 of the Deed Records of Dallas County, Texas;

THENCE leaving the east line of said ELEVENTH INSTALLMENT VALWOOD PARK and with the south line of the said Webb Chapel Baptist Church tract, North 89°56'00" East, a distance of 252.54 feet to a 5/8" iron rod set for corner;

THENCE leaving the said south line of the Webb Chapel Baptist Church tract, the following courses and distances to wit: South 00°25'14" East, a distance of 208.71 feet to a 5/8" iron rod set for corner; North 89"56'00" East, a distance of 208.71 feet to a 5/8" iron rod set for corner in the west right-of-way line of said Webb Chapel Road;

THENCE with the west right-of-way line of said Webb Chapel Road, South 00°25'14" East, a distance of 262.64 feet to the POINT OF BEGINNING and containing 4.0063 acres of land.



TABULATION:

SITE - 3.919 ACRES OR 170,722 6.5.F.

PARKING - 45 SPACES

PRELIMINARY - NOT FOR LAND
ACQUISITION

BUILDING - 43,000 6.5.F.

* FACILITY FULLY SPRINKLERED

66 ROOMS - 103 RESIDENTS

RESIDENT UNITS

28,000 SF

KITCHEN/ DINING

4200

ADMINISTAFF SUPPORT

2200

PUBLIC SPACES

1200

MECH/ELECT

900

BLDG STRUCTURE

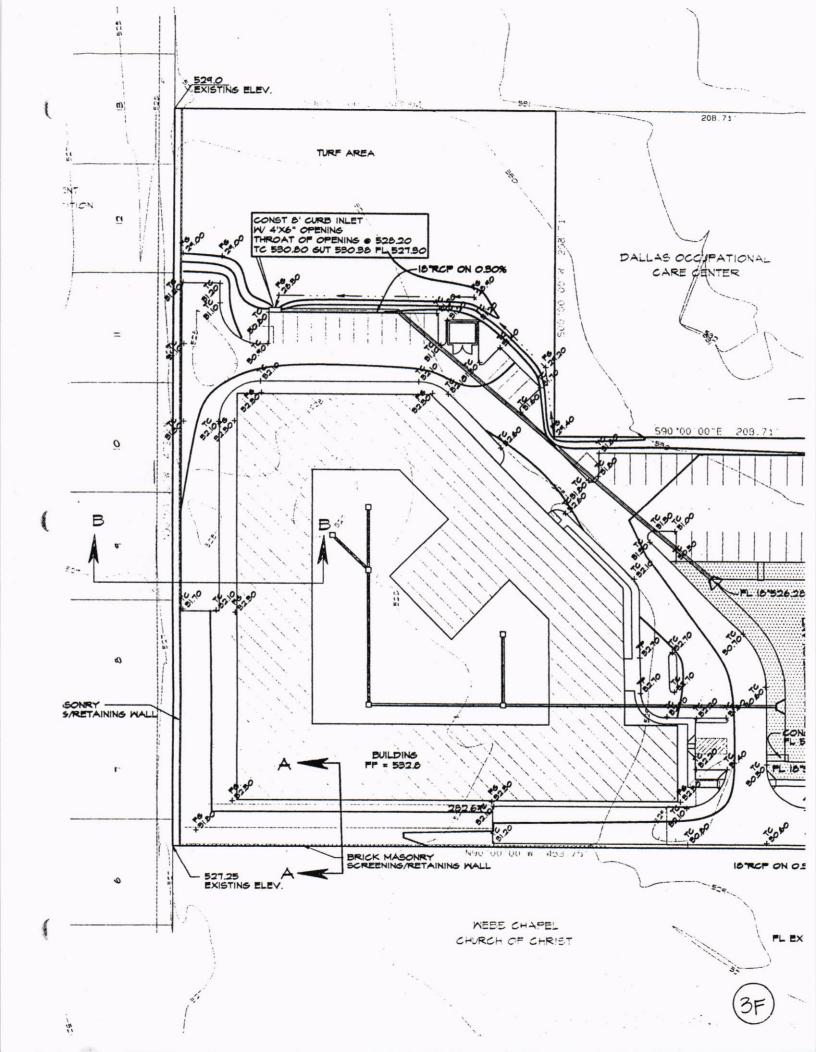
1400

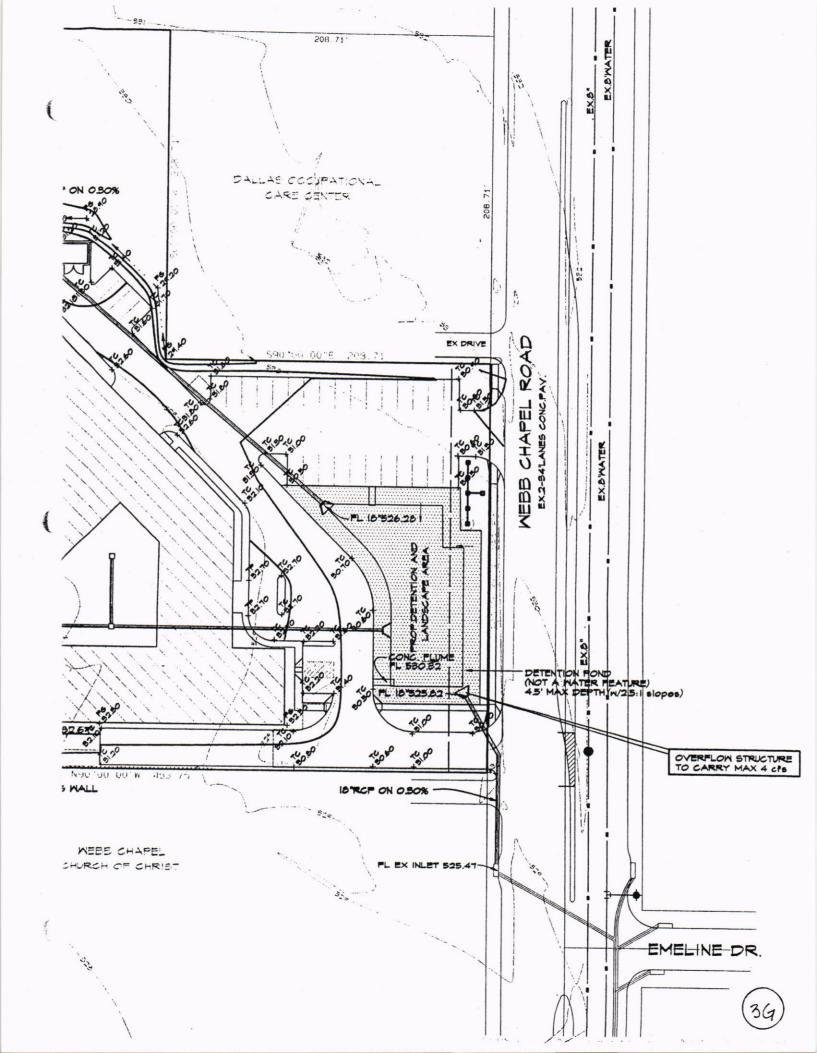
CANOPIES/PATIOS

1500

FLOOR AREA RATIO 43000/170722 = .25 FAR

ZONING -OFFICE





RATIONAL METHOD ANALYSIS DETENTION ANALYSIS BY MODIFIED RATIONAL METHOD

December 11, 1996

Rational Guest Homes
Farmers Branch, Texas
Required Detention 32.8 in / 4.0 out Composit C

PROGRAM INPUT DATA: DESCRIPTION

4

	DESCRILLING	AND A							
	•••••						•••••		
-	Storm Free	mency (year	rs)				100.0		
1	Detention	equency (years)							
		ent					0.75		
-	Time of Co	ncentratio	n (minute	s)			10.00		
	Time Inter	val for MG	M Computa	tions (mi	nutes)		2.00		
	Allowable	Outflow fr	om Detent	ion Basin	(cfs)		4		
			*.						
	PROGRAM RI	SULTS:							
		intensity o					Curves.		
		intensity !					8.74		
	Peak Infle	w Rate to	Detention	Basin (c	fs)	• • • • • • • • • • • • • • • • • • • •	32.8		
							142.00		
1	Critical !	tora Durat	ion (miny	ites)		• • • • • • • •	6.7		
		w Rate at					57321		
	Inflow Vol	ume to Det	ention B	sin (cubi	c reet)		18240		
-	Outflow Vo	olume from	Detention	Basin (C	mic ieer!		0.90		
-	Maximum S	torage Volu	me (acre-	-Ieet)	• • • • • • • • • • • • • • • • • • • •		0.70		
-		EATIONAL' HE							
- 8	MODIFIED	CALLORNAL PA							
	Storm	Rainfall	Peak	Inflow	Outflow	Storage			
	Duration	Intensity	Inflow	Volume	Volume	Volume			
-	(min)	(in/hr)	(cfs)	(cu.ft.)	(cu.ft.)	(cu.ft.)	(ac.ft.)		
	10.00	8.74	32.8	19673	2400	17273	0.40		
	12.00	0.07	30.3	21794	2640	19154	0.44		
	14.00	7.51	28.2	23657	2860	20777			
	16.00	7.03	26.4	25317	3120	22197			
	18.00	6.62	24.8	26814	3360	23454	0.54		
	20.00	6.26	23.5	28177	3600	24577	0.56		
	20.00	*							

RATIONAL METHOD ANALYSIS CONPUTER PROGRAM, Version 1.1 Copyright 1987 Dodson & Associates, Inc., 5629 PM 1960 N., \$314, Houston, TX (713) 440-3787. A complete program manual is available.

Store	Rainfall	Peak	Inflow	Outflow	Storage	Storage
	Intensity	Inflow	Volume	Volume	Volume	Volume
(min)	(in/hr)	(cfs)	(cu.ft.)	(cu.ft.)	(cu.ft.)	(ac.ft.)
22.00	5.95	22.3	29429	3640	25589	0.59
24.00	5.66	21.2	30586	4080	26506	0.61
26.00	5.41	20.3	31663	4320	27343	0.63
28.00	5.19	19.4	32669	4560	28109	0.65
30.00	4.98	18.7	33614	4800	28814	0.66
32.00	4.79	18.0	34505	5040	29465	0.68
34.00:		17.3	35349	5280	32069	0.69
36.00	4.46	16.7	36150	5520	30630	0.70
38.00	4.32	16.2	36913	5760	31153	0.72
40.00	4.18	15.7	37641	6000	31641	0.73
42.00	4.06	15.2	38338	6240	32098	0.74
44.00	3.94	14.8	39006	6480	32526	0.75
46.00	3.63	14.4	39648	6720	32928	0.76
48.00	3.73	14.0	40265	6960	33305	0.76
50.00	3.63	13.6	40861	7200	23661	0.77
52.00	3.54	13.3	41436	7440	33996	0.76
54.00	3.46	13.0	41993	7680	34313	0.79
56.00	3.38	12.7	42531	7920	34611	
58.00	3.30	12.4	43053	8160	34893	0.80
60.00	3.23	12.1	43560	8400		
62.00	3.16	11.0	44052	8640	35412	
64.00	3.09	11.6	44530	6880	35650	
66.00	3.03	11.4	44996	9120	35876	0.82
	2.97	11.1	45450	9360	36090	
68.00	2.91	10.9	45892	9600	36292	
70.00		10.7	46324	9840	36484	0.84
72.00	2.86		46746	10080	36666	
. 74.00	2.01	10.5	47157	10320	36837	
76.00	2.76	10.3			37000	
78.00	2.71	10.2	47560	10560	37154	
80.00	2.66	10.0	47954	10000	37300	
22.00	2.62	9.8	48340	11040	37437	
84.00	2.50	9.7	48717		37568	
86.00	2.54	9.5	49451	11520	17691	
88.00	2.50	9.4		12000	37807	
90.00		9.2	49807 50156	12240	37916	
92.00	2.42	9.0	50199	12480	38019	
96.00	2.35	1.1	50836	12720	30116	
	2.33	1.7		12960	30207	
98.00			51493	13200	38293	
100.00	2.29	1.6	51473	13440	38373	
102.00	2.26		52127	13440	38447	
104.00		. 1.4	52127	13920	38517	
106.00	2.20		52437		38517	

MODIFIED RATIONAL METHOD RESULTS TABLE
Storm Rainfell Peak Inflow

RATIONAL METHOD ANALYSIS COMPUTER PROCESM, Version 1.1 Copyright 1987 Dodson & Associates, Inc., 5629 PM 1960 W., 6314, Houston, TX (713) 440-3787. A complete program manual is available.

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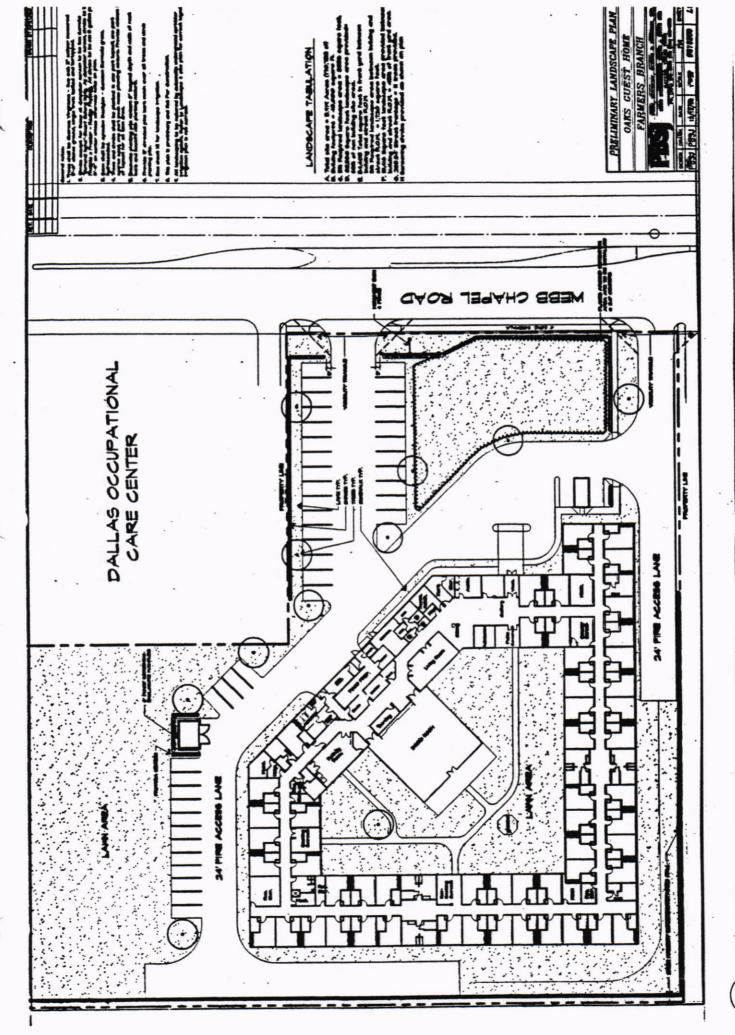
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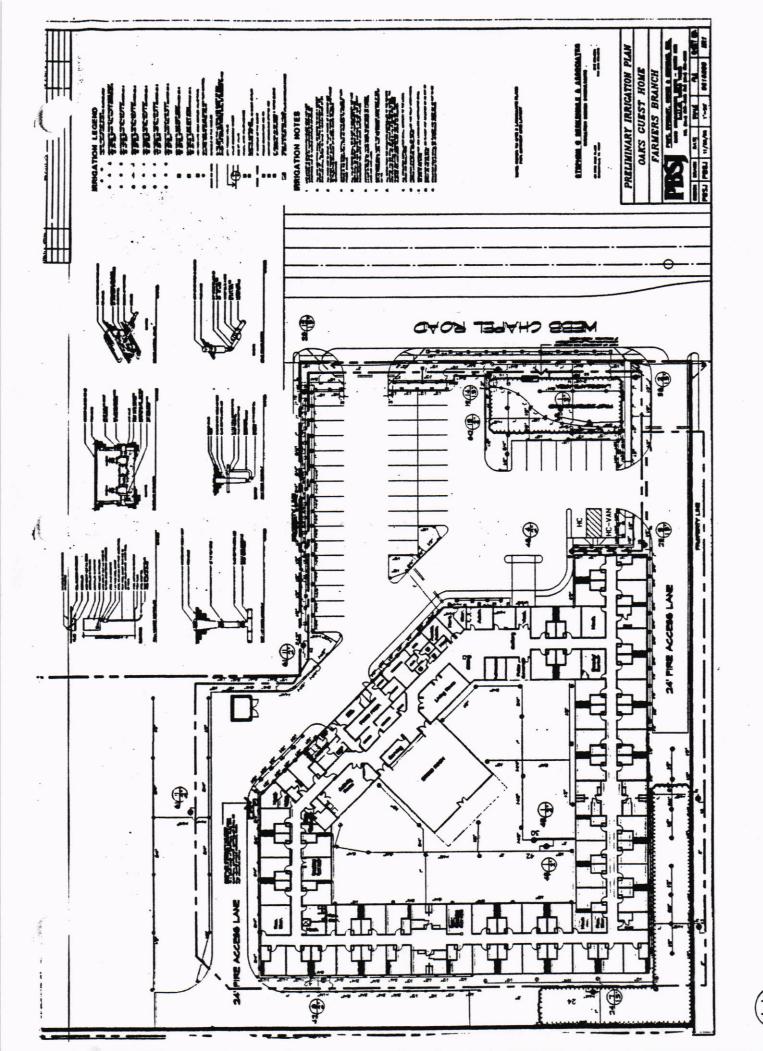
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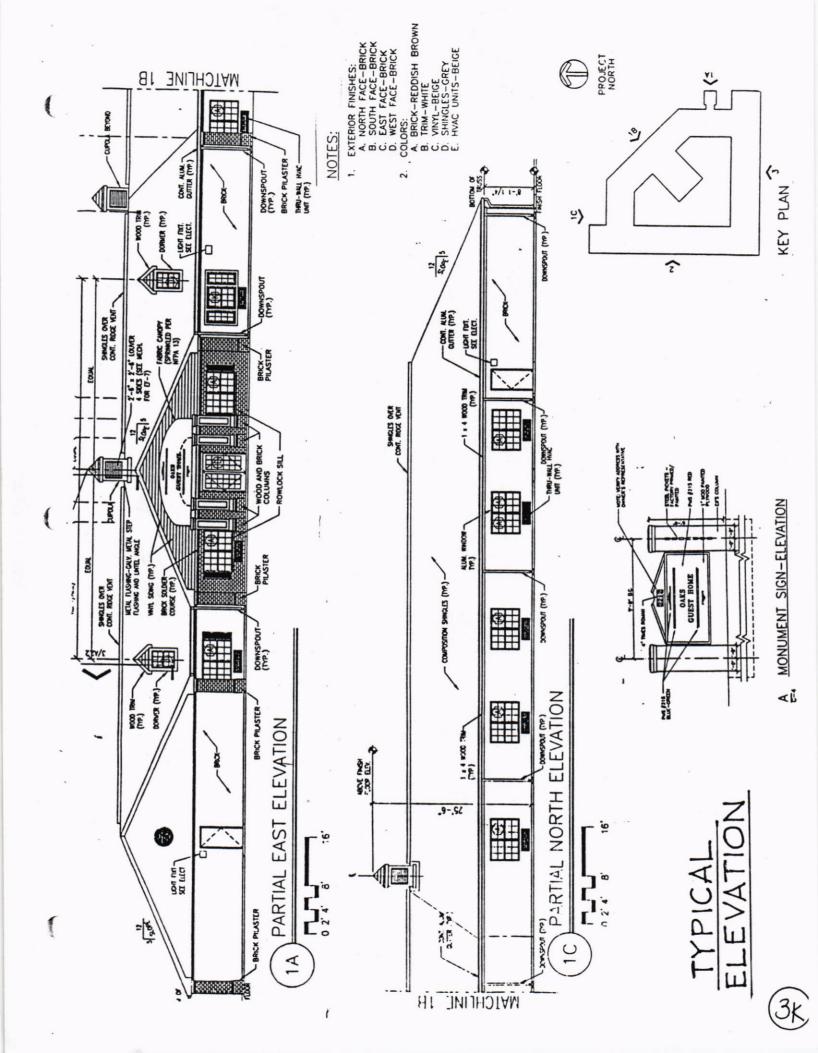
8.1 8.0 7.9 7.0

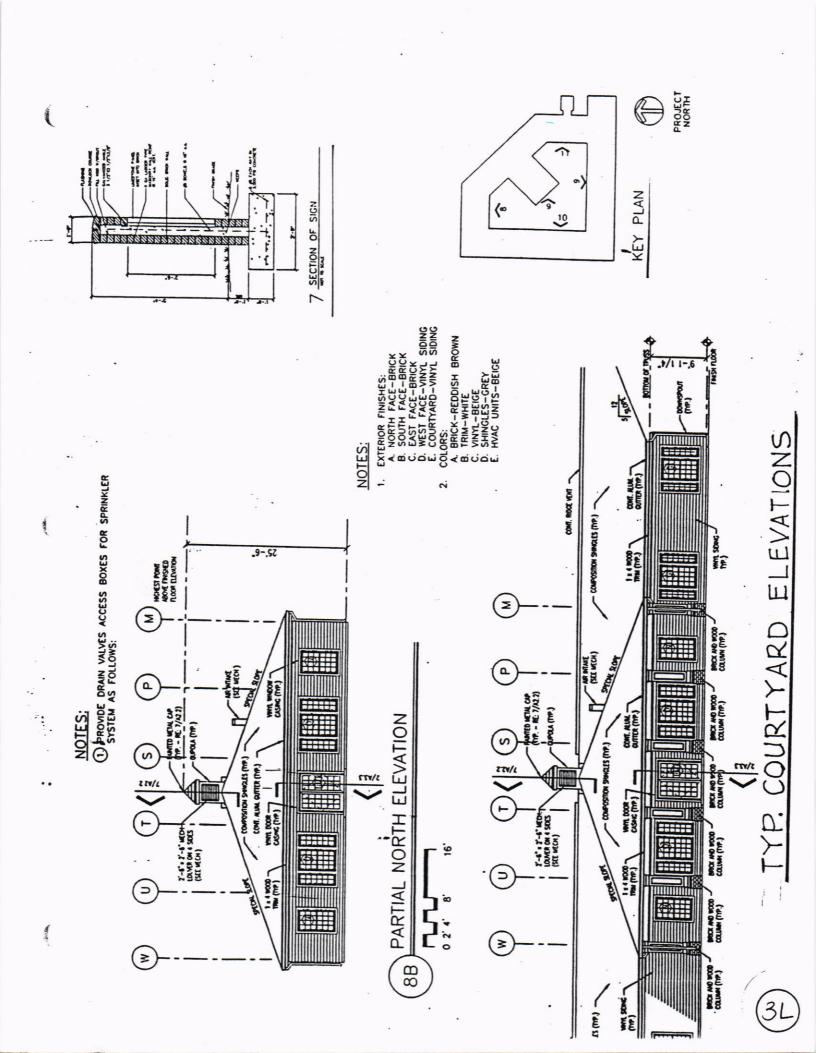
108.00 110.00 117.00

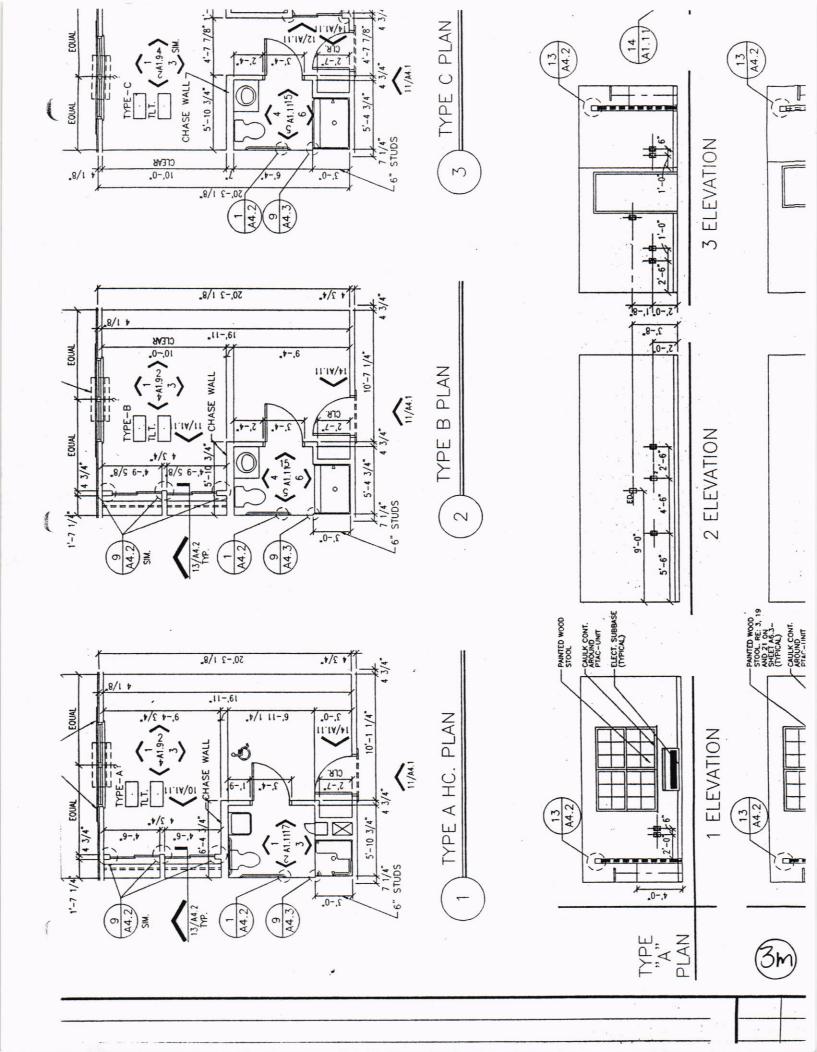
114.00

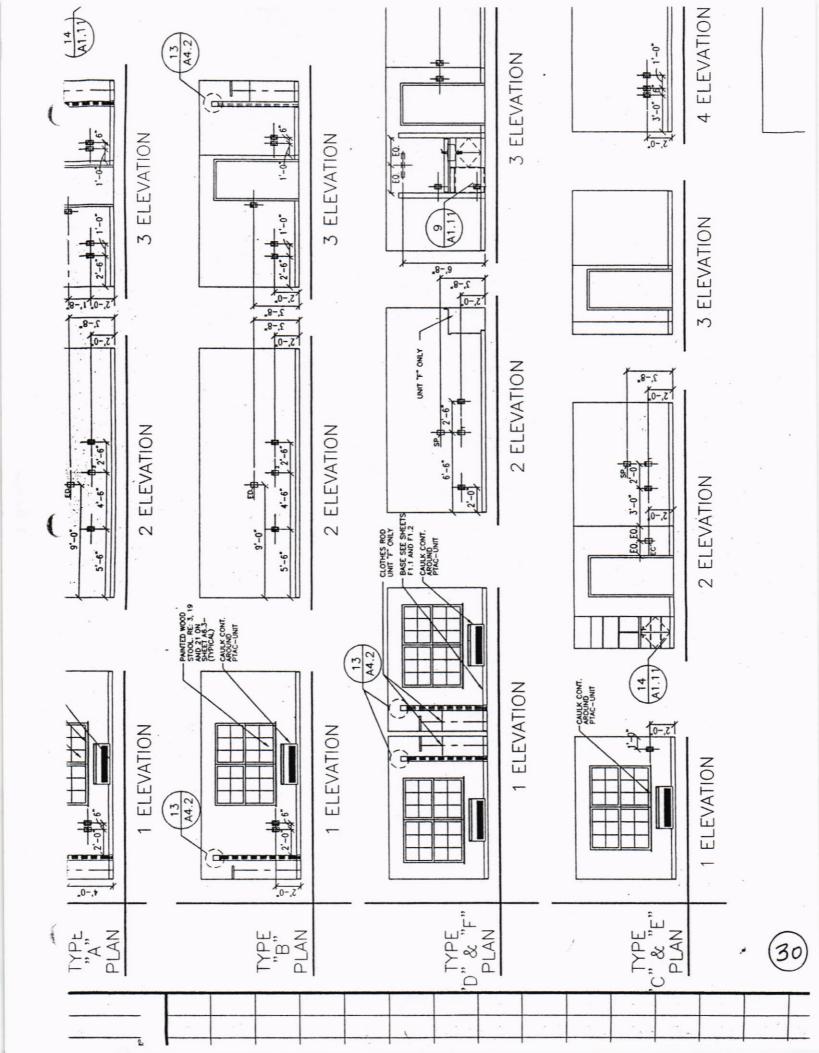


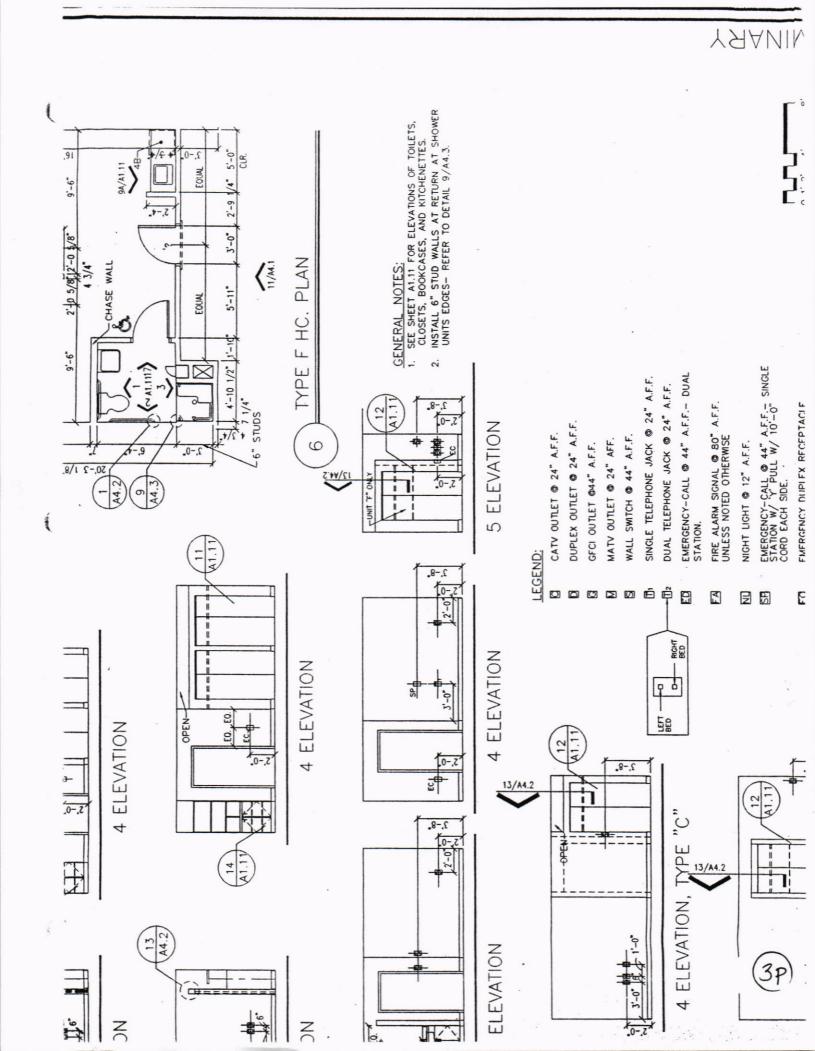


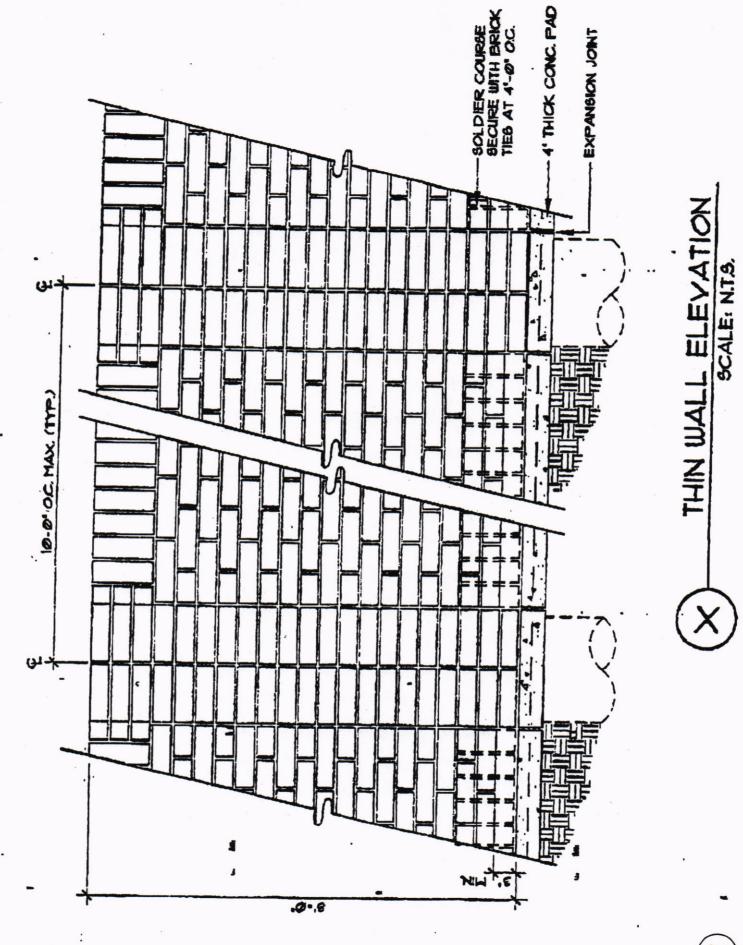








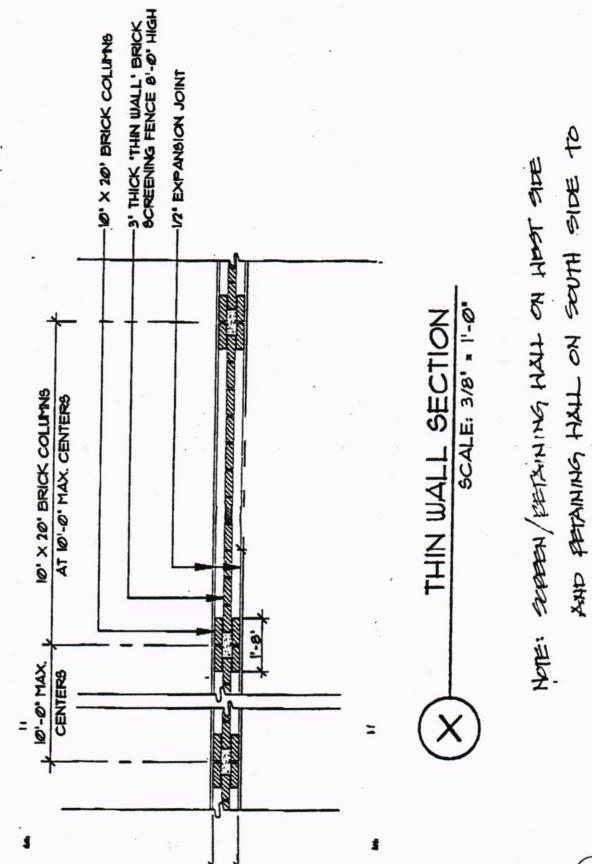




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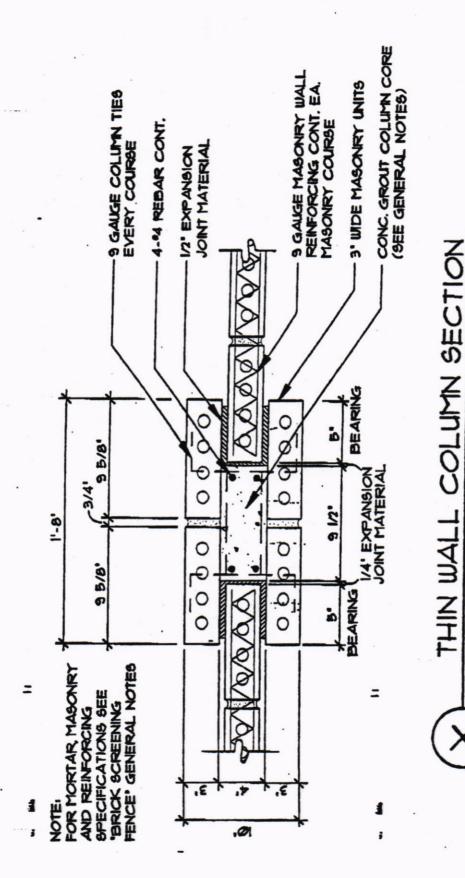
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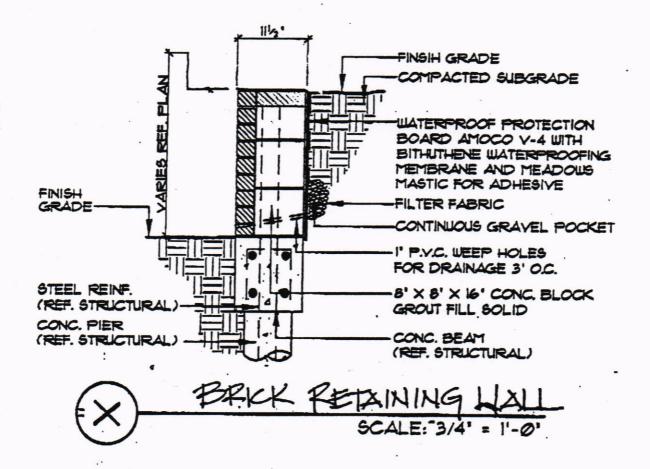
LOCK IDENTICAL AND BE CONSTRUCTED

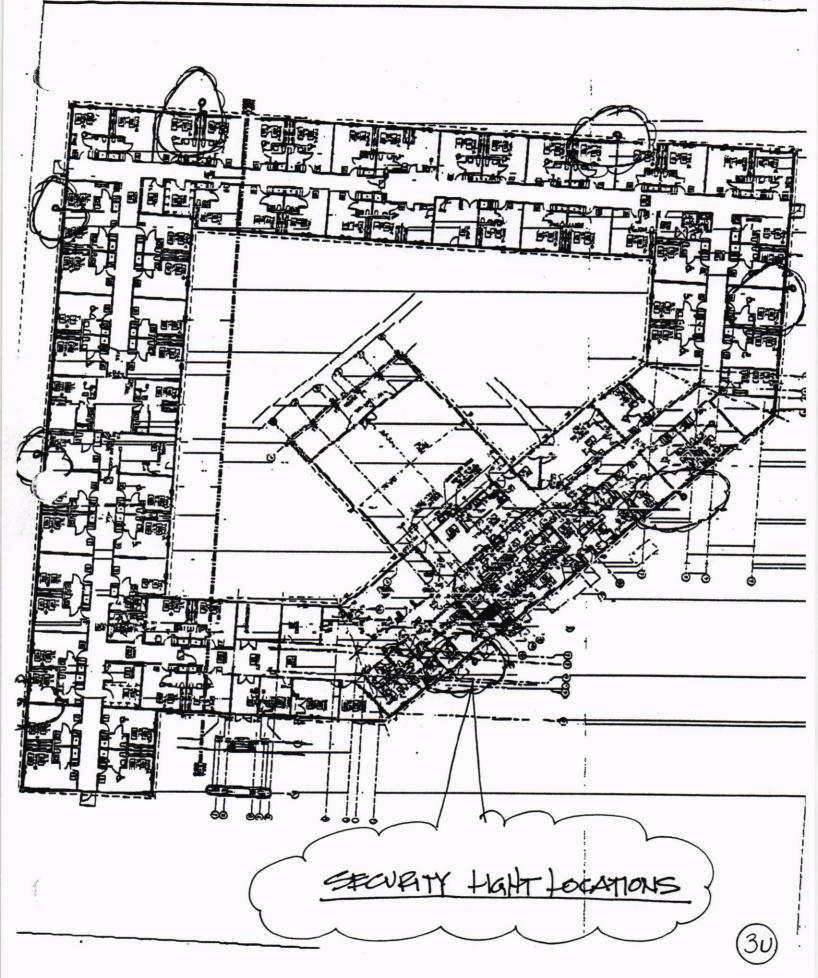
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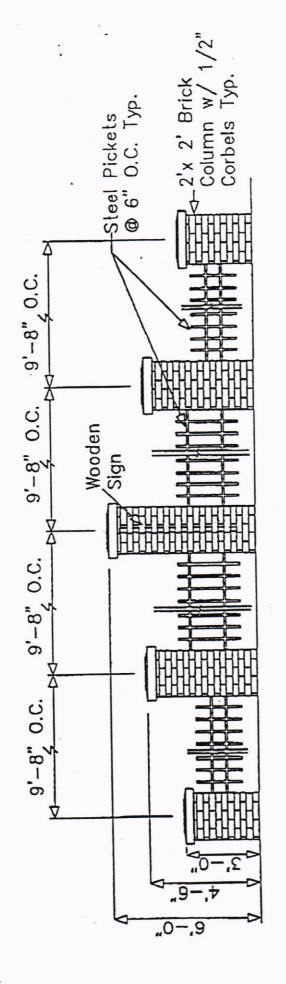
ALTE CANE

SCALE: 11/2" = 1'-0'









Elevation Monument

5454 La Sierra Drive Suite 202 Dallas, Texas 75231

August 12, 2003

Bill Burns City of Farmers Branch

Dear Mr. Burns:

In working with Emeritus Corporation I have been in their building Village Oaks at Farmers Branch in Farmers Branch, Texas. It was my observation that the residents there were of an ambulatory nature to self evacuate and capable of self assisted preservation. The addition of the new Special Care Unit will offer a more highly developed style of programming for the residents. Therefore, not changing their Assisted Living status, but allowing them the ability to offer new innovative programming options.

EMERITUS DALLAS

Sincerely,

Tony T. Bui M.D. Doctor's Home Visits